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10 JACK I. BERNABE

11 **UNITED STATES DISTRICT COURT**
12 **DISTRICT OF NEVADA**

13 JACK I. BERNABE,

14 Plaintiff,

15 vs.

16 BANK OF AMERICA, N.A.;
17 CAPITAL ONE FINANCIAL CORP.
18 D/B/A GREENPOINT MORTGAGE;
19 EQUIFAX INFORMATION
20 SERVICES, LLC,

21 Defendants.

CASE NO. 2:17-cv-02317-RFB-CWH

**STATUS REPORT ON
NOTICE OF SETTLEMENT**

22 On or about 9/27/2017, JACK I. BERNABE (the “Plaintiff”) and EQUIFAX
23 INFORMATION SERVICES, LLC (the “Defendant” or “EQUIFAX”)(hereinafter
24 collectively the “Settling Parties”) settled their respective disputes in this matter.

25 Pursuant to the Court’s Order entered on September 29, 2017, the Settling Parties
26 were to file dismissal paperwork by November 27, 2017 or provide a status report
27 outlining what is impeding settlement and full resolution in this matter. **See Doc. No. 5.**
28

1 While dismissal paperwork has not yet been filed, the Settling Parties have
2 negotiated the final terms of a proposed settlement agreement and the settlement terms
3 are being executed.
4

5 The specific delays in filing dismissal paperwork resulted from a natural time
6 delay in finalizing agreeable credit reporting data to be reported on the Plaintiff's credit
7 report. The Settling Parties both had to consult with their clients to finalize the data
8 which was agreeable to be published by the Defendant. Accordingly, additional time
9 was required to finalize settlement and fulfill the Settling Parties' settlement obligations.
10

11 The Settling Parties expect to have all outstanding settlement issues resolved
12 within thirty (30) days.
13

14 Respectfully submitted November 20, 2017
15

16
17 /s/ David H. Krieger, Esq.
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21 Attorneys for Plaintiff
22 ***JACK I. BERNABE***
23

24 IT IS SO ORDERED

25
26 _____
United States Magistrate Judge

27
28 Dated: _____